



DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CATHETER FOR REMOVING EMBOLI FROM SAPHENOUS
VEIN GRAFTS AND NATIVE CORONARY ARTERIES

COPY OF PAPERS
ORIGINALLY FILED

the specification of which

(check ☐ is attached hereto
one)

☒ was filed on July 19, 2001
as Application Serial No. 09/909,729
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application.

I do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known by me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also

patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			<u>Priority Claimed</u>	
<u>PCT/US99/05469</u>	<u>PCT</u>	<u>12/03/1999</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	Day/Month/Year Filed	Yes	No
<u> </u>	<u> </u>	<u> </u>	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known by me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>09/418,727</u>	<u>October 15, 1999</u>	<u>pending</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u>09/333,074</u>	<u>June 14, 1999</u>	<u>patented</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

As a named inventor, I hereby appoint the following attorneys or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

<u>Nicola A. Pisano, Esq. (Reg. No. 34,408)</u>
<u>Michael J. DeHaemer, Jr. (Reg. No. 39,164)</u>
<u>Douglas A. Oguss (Reg. No. 48,469)</u>

Send correspondence to:

Nicola A. Pisano
FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020-1104

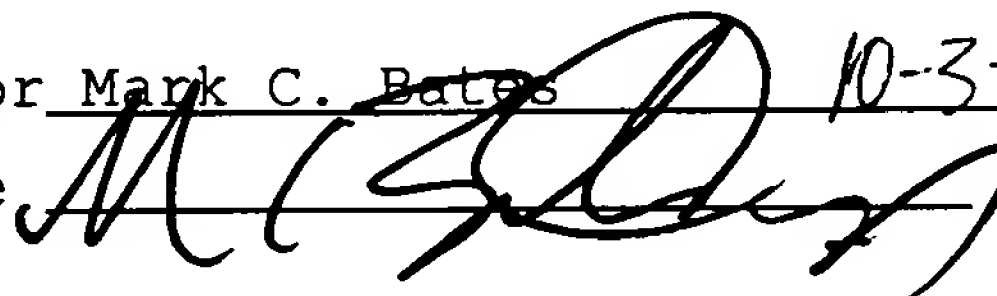
Direct telephone calls to:

Nicola A. Pisano
(650) 617-4018

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor Mark C. Bates

First Inventor's signature

 10-3-01
Date

Residence 406 Quarry Point, Charleston, West Virginia 25304

Citizenship United States of America

Post Office Address 406 Quarry Point

Charleston, West Virginia 25304

Full name of second inventor Michael Hogendijk

Second Inventor's signature

Date

Residence 501 Forest Avenue, #904, Palo Alto, California 94301

Citizenship United States of America

Post Office Address 501 Forest Avenue, #904

Palo Alto, California 94301

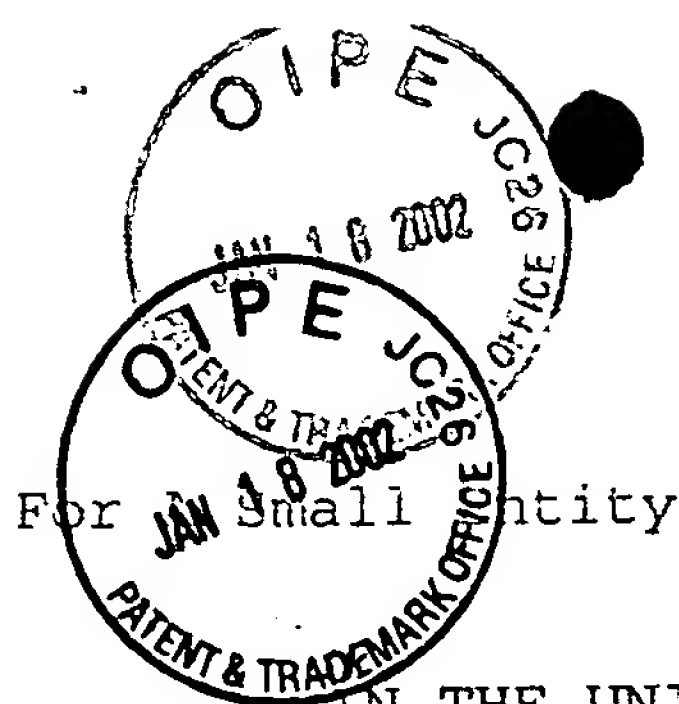
Full name of third inventor Ryan P. Boucher

Third Inventor's signature _____ Date _____

Residence 1424 Clay Street, San Francisco, California 94109

Citizenship United States of America

Post Office Address 1424 Clay Street
San Francisco, California 94109



For Small Entity

Docket No. AAMS008

**DECLARATION AND POWER OF ATTORNEY
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Mark C. Bates et al.

As a below named inventor, I hereby declare that:

Application No. : 09/909,729

My residence, post office address and citizenship are as
Confirmed below next to my name;

Filed I believe I am the original, first and sole inventor (if only
one name is listed below) or an original, first and joint
For: inventor (if plural names are listed below) of the subject
matter which is claimed and for which a patent is sought on
the invention entitled:

Group Art Unit : 3763

CATHETER FOR REMOVING EMBOLI FROM SAPHENOUS
VEIN GRAFTS AND NATIVE CORONARY ARTERIES

**COPY OF PAPERS
ORIGINALLY FILED**

Hon. Commissioner
for Patents

Box Missing Parts is attached hereto
Washington, D.C. 20231

[X] was filed on July 19, 2001

as Application Serial No. 09/909,729

and was amended on _____

RESPONSE TO (NOT APPLICABLE)

TO FILE MISSING PARTS OF APPLICATION

I hereby state that I have reviewed and understand the
Sir: contents of the above-identified specification, including the
claims, as amended by any amendment referred to above.

I do not know and do not believe that the invention was ever
patented or described in any printed publication in any
Parts of Application, applicants submit herewith two (2) executed
country before my or our invention thereof or more than one
Decay prior to this application. a copy of the Notice to File
Missing Parts and a check in the amount of \$55.00.

I do not know and do not believe that the invention was in
public use or on sale in the United States of America more
than one year prior to this application.

Applicants also submit herewith sixteen (16) sheets of
form I acknowledge the duty to disclose to the United States Patent
and Trademark Office all information known by me to be
the drawings originally filed in the above-identified patent
material to patentability as defined in Title 37, Code of
Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35,
United States Code, § 119 of any foreign application(s) for
patent or inventor's certificate listed below and have also

The Commissioner is hereby authorized to charge payment identified below any foreign application for patent or of any inventor's certificate having a filing date before that of the application on which priority is claimed; transmitted herewith, or credit any overpayment of same, to

Depositor Foreign Application(s) duplicate copy of this response is enclosed. Priority Claimed

<u>PCT/US99/05469</u>	<u>PCT</u>	<u>12/03/1999</u>	<u>[X]</u>	<u>[]</u>
(Number)	(Country)	Day/Month/Year Filed	Respectfully submitted, Yes	No

<u> </u>	<u> </u>	<u> </u>	<u>[]</u>	<u>[]</u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known by me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior

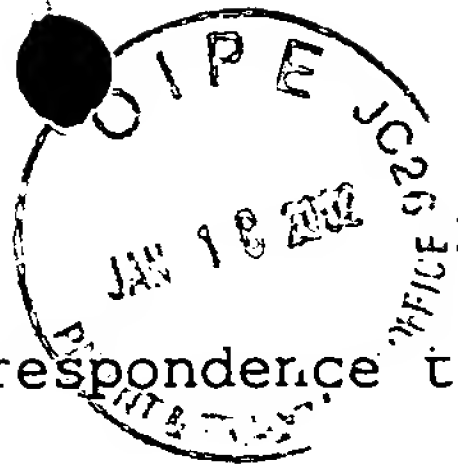
I hereby certify that this application and the national or PCT international filing date of this application: correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the undersigned of

<u>09/418725</u>	<u>October 15, 1999</u>	<u>pending</u>
Patents and Trademarks, Washington, D.C. 20257, on <u>09/418725</u>	(Filing Date)	(Status) (patented, pending, abandoned)

<u>Matt Corallo</u>	<u>June 14, 1999</u>	<u>pending</u>
Name <u>09/333,074</u> Certificate	(Filing Date)	(Status) (patented, pending, abandoned)
Signature of Person Signing Certificate		

As a named inventor, I hereby appoint the following attorneys or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

<u>Nicola A. Pisano, Esq. (Reg. No. 34,408)</u>
<u>Michael J. DeHaemer, Jr. (Reg. No. 39,164)</u>
<u>Douglas A. Oguss (Reg. No. 48,469)</u>



Send correspondence to:
For A Small Entity

Nicola A. Pisano
FISH & NEAVEcket No. AMS-008
1251 Avenue of the Americas
New York, New York 10020-1104

~~Direct telephone calls to~~ ATENT Nicola A. Pisano OFFICE
(650) 617-4018

Applicants : Mark C. Bates et al.
I hereby declare that all statements made herein of my own
Applicant's knowledge are true, and that all statements made on information
and belief are believed to be true; and further that these
statements were made with the knowledge that willful false
statements and the like so made are punishable by fine or
imprisonment, or both, under Section 1001 of Title 18 of the
United States Code and that such willful false statements may
jeopardize the validity of the application or any patents
issued thereon.

Group Art Unit : 3763

Full name of first inventor Mark C. Bates

Hon. Commissioner's signature _____ Date _____
for Patents

Box Missing Parts
Residence 406 Quarry Point, Charleston, West Virginia 25304
Washington, D.C. 20231

Citizenship United States of America

Post Office Address 406 Quarry Point

Charleston, West Virginia 25304

TO FILE MISSING PARTS OF APPLICATION

Sir:

Full name of second inventor Michael Hogendijk 9-27-01

Second inventor's signature M. Hogendijk to File Missing Parts of Application, applicants submit herewith two (2) executed
Date 9-25-01

Residence 501 Forest Avenue, #904, Palo Alto, California 94301

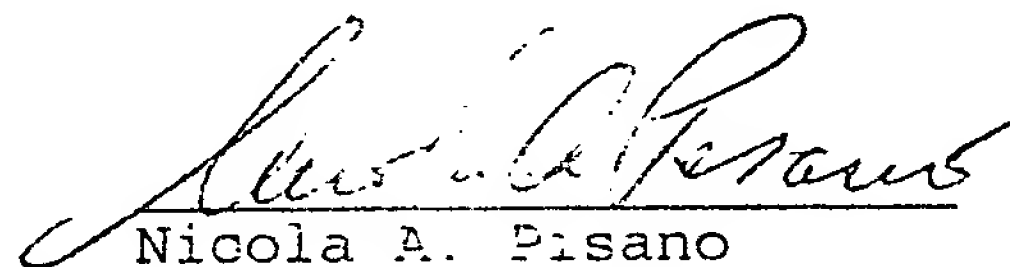
Citizenship United States of America

Post Office Address 501 Forest Avenue, #904

Palo Alto, California 94301 (16) sheets of

formal drawings in compliance with 37 C.F.R. § 1.84 to replace
the drawings originally filed in the above-identified patent
application.

Full name of third inventor Ryan H. Boucher to charge payment
of any ~~Third Inventor's signature~~ 9/27/01 Date
transmitted herewith, or credit any overpayment of same, to
Residence 1424 Clay Street, San Francisco, California, 94109
Deposit Account No. 00-1075-11 duplicated copy of this response
is enclosed. Citizenship United States of America
Post Office Address 1424 Clay Street
San Francisco, California, 94109
~~Respectfully submitted,~~


Nicola A. Pisano
Registration No. 34,408
Attorney for Applicants

c/o FISH & NEAVE
1251 Avenue of the Americas
New York New York 10020
Tel.: (650) 617-4018

I Hereby certify that this
correspondence is being deposited with
the United States Postal Service as
first class mail in an envelope
addressed to Commissioner of
Patents and Trademarks, Washington,
D.C. 20231. on 10/31/01

Matt Caretto
Name of Person Signing Certificate


Signature of Person Signing Certificate

10/31/01
Date of Signature